

**SUPREME COURT MINUTES
TUESDAY, JUNE 5, 2012
SAN FRANCISCO, CALIFORNIA
AMENDED***

S199339 B225443 Second Appellate District, Div. 2 **PEOPLE v. ARRIAGA
(VICTOR D.)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 3, 2012.

S183703 G040798 Fourth Appellate District, Div. 3 **PARKS (ALLAN) v. MBNA
AMERICA BANK N.A.**

Order filed

Plaintiff's February 1, 2011, [No. 1] request for judicial notice is granted to the extent that it seeks judicial notice of "the content of the National Bank Act, as originally enacted, February 25, 1863, Sess. 3, Ch. 67 (the 'NBA')"; otherwise, it is denied.

Plaintiff's February 1, 2011, [No. 2] request for judicial notice is denied.

Defendant's June 8, 2011, request for judicial notice is denied.

S200595 **ORTON ON DISCIPLINE**

Recommended discipline imposed

The court orders that GREGORY BRENT ORTON, State Bar Number 184142, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. GREGORY BRENT ORTON is suspended from the practice of law for the first 60 days of probation;
2. GREGORY BRENT ORTON must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 4, 2012; and
3. At the expiration of the period of probation, if GREGORY BRENT ORTON has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

GREGORY BRENT ORTON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section

6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S200635**LARKIN ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEVE LARKIN, State Bar Number 112934, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. STEVE LARKIN must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 11, 2012; and
2. At the expiration of the period of probation, if STEVE LARKIN has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If STEVE LARKIN fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S200651**FLAHIVE ON DISCIPLINE**

Recommended discipline imposed

The court orders that CYNTHIA RENEE FLAHIVE, State Bar Number 207823, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. CYNTHIA RENEE FLAHIVE is suspended from the practice of law for the first 60 days of probation;
2. CYNTHIA RENEE FLAHIVE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 12, 2012; and
3. At the expiration of the period of probation, if CYNTHIA RENEE FLAHIVE has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

CYNTHIA RENEE FLAHIVE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each

of the years 2013 and 2014. If CYNTHIA RENEE FLAHIVE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S200670**GALYEAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARK HAYWOOD GALYEAN, State Bar Number 220617, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. MARK HAYWOOD GALYEAN is suspended from the practice of law for the first 30 days of probation;
2. MARK HAYWOOD GALYEAN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 20, 2012; and
3. At the expiration of the period of probation, if MARK HAYWOOD GALYEAN has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If MARK HAYWOOD GALYEAN fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

***SUPREME COURT MINUTES
TUESDAY, JUNE 5, 2012
LOS ANGELES, CALIFORNIA**

The Supreme Court of California convened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on Tuesday, June 5, 2012, at 1:30 p.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu.

Officers present: Frederick K. Ohlrich, Clerk, and Gail Gray, Calendar Coordinator.

S191868

In re Greg F., a Person Coming Under the Juvenile Court Law.

The People, Plaintiff and Respondent,
v.
Greg F., Defendant and Appellant.

Cause called. Jeffrey Bryant, Office of the Attorney General, argued for Respondent.
Lisa Romo, Court-appointed Counsel, argued for Appellant.

Mr. Bryant replied.
Cause submitted.

S192784

The People, Plaintiff and Respondent,
v.
Ricardo Antonio Lara, Defendant and Appellant.

Cause called. Gerald A. Engler, Office of the Attorney General, argued for Respondent.
William M. Robinson, Court-appointed Counsel, argued for Appellant.

Mr. Engler replied.
Cause submitted.

S192759

Lefiell Manufacturing Company, Petitioner,
v.
Superior Court of Los Angeles County, Respondent;
O'Neil Watrous et al., Real Parties in Interest.

Cause called. Jeffrey L. Malek argued for Petitioner.
Christina D. Bennett argued for Real Parties in Interest.

Mr. Malek replied.
Cause submitted.

Court recessed until Wednesday, June 6, 2012, at 9:00 a.m.